
STATUTORY INSTRUMENTS

2017 No. 342

EQUALITY

The Equality Act 2010 (Taxis and Private Hire Vehicles) (Passengers in Wheelchairs – Notices of Exemption) Regulations 2017

<i>Made</i>	- - - -	<i>9th March 2017</i>
<i>Laid before Parliament</i>		<i>15th March 2017</i>
<i>Coming into force</i>	- -	<i>6th April 2017</i>

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 166(3)(b) and (4)(b) and 207(1) and (4) of the Equality Act 2010⁽¹⁾.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Equality Act 2010 (Taxis and Private Hire Vehicles) (Passengers in Wheelchairs – Notices of Exemption) Regulations 2017 and come into force on 6th April 2017.

(2) In these Regulations “the Act” means the Equality Act 2010.

Notices of exemption

2.—(1) The prescribed⁽²⁾ notice of exemption for the purposes of section 166(3)(b) and (4)(b) of the Act is—

- (a) in the case of a driver of a designated taxi or a designated private hire vehicle⁽³⁾ to whom an exemption certificate has been issued by a licensing authority in England or Scotland, the notice set out in Schedule 1; and
- (b) in the case of a driver of a designated taxi or a designated private hire vehicle to whom an exemption certificate has been issued by a licensing authority in Wales, the notice set out in Schedule 2.

(2) Each notice of exemption must have the exterior dimensions of 10cm x 10cm.

(1) 2010 c.15.

(2) Section 212(1) of the Equality Act 2010 defines “prescribed” to mean prescribed by regulations.

(3) Section 166(5) of that Act defines “designated” to mean a taxi or private hire vehicle which appears on a list maintained under section 167 of the Act.

- (3) The prescribed manner of exhibiting a notice of exemption for the purposes of section 166(3) (b) and (4)(b) of the Act is—
- (a) by displaying it—
 - (i) on the nearside of and immediately behind the windscreen of the vehicle; and
 - (ii) in a manner that readily permits its removal;
 - (b) so that—
 - (i) its front is clearly visible from the outside of the vehicle; and
 - (ii) its back is clearly visible from the driver’s seat of the vehicle.

Signed by authority of the Secretary of State

9th March 2017

Andrew Jones
Parliamentary Under Secretary of State
Department for Transport

SCHEDULE 1

Regulation 2(1)(a)

1. FORM OF FRONT OF NOTICE OF EXEMPTION IN ENGLAND AND SCOTLAND

Section 166 Equality Act 2010

Notice Of Exemption

Name of licensing authority _____

Driver's name _____

Licence No. _____

The person named above is exempt from the duties required by section 165 of the Equality Act 2010.

This notice expires _____ 20 _____ **Ew**

2. FORM OF BACK OF NOTICE OF EXEMPTION IN ENGLAND AND SCOTLAND

Attention

Only the driver named overleaf may display this notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.

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SCHEDULE 2

Regulation 2(1)(b)

1. FORM OF FRONT OF NOTICE OF EXEMPTION IN WALES

Adran 166 O Ddeddf Cydraddoleb 2010
Section 166 Equality Act 2010

Hysbysiad Am Esemptiad
Notice Of Exemption

Enw'r awdurdod trwyddedu *Name of licensing authority*

Enw'r gyrrwr *Driver's name*

Rhif y Drwydded *Licence No.*

Mae'r person a enwir uchod yn esempt rhag y dyletswyddau gofynnol yn adran 165 o Ddeddf Cydraddoleb 2010.
The person named above is exempt from the duties required by section 165 of the Equality Act 2010.

Daw'r hysbysiad hwn i ben ar _____ 20 _____

This notice expires _____ 20 _____

Ew

2. FORM OF BACK OF NOTICE OF EXEMPTION IN WALES

Rhybudd Attention

Dim ond y gyrrwr a enwir dros y ddalen all arddangos yr Hysbysiad hwn wrth yrru'r cerbyd. Gellir hefyd barhau i arddangos yr hysbysiad pan fydd y cerbyd wedi'i barcio cyhyd ag y bydd yn cael ei yrru gan, ac i'w yrru gan, y gyrrwr a enwyd. Fel arall rhaid i'r gyrrwr a enwyd dynnu'r hysbysiad oddi yno.

Only the driver named overleaf may display this Notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 165 of the Equality Act 2010 (“the Act”) imposes duties on the drivers of designated taxis and designated private hire vehicles in relation to the carrying of passengers in wheelchairs (a vehicle is “designated” if it appears on a list maintained by a licensing authority under section 167 of the Act). Section 166 of the Act provides that drivers may be exempted from the duties imposed by section 165 on medical grounds (or other grounds linked to the driver’s physical condition).

These Regulations prescribe the form and dimensions of the exemption notice which must be displayed by an exempted driver and the manner of its display in the vehicle.

An impact assessment has not been produced for this instrument because an impact assessment was prepared for the Equality Act in 2010 which can be found at <https://www.gov.uk/government/>

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[uploads/system/uploads/attachment_data/file/243610/9780108508721.pdf](#). Statutory guidance(4) can be found on the Gov.uk website. Hard copies will be made available upon request to the Department for Transport at Great Minster House at 33 Horseferry Road, London SW1P 4DR. An explanatory memorandum is available alongside the instrument at www.legislation.gov.uk

(4) The Secretary of State issues this guidance in exercise of the powers conferred by section 167(6) of the Equality Act 2010 and constitutes the Secretary of State's formal guidance to licensing authorities as to the accessibility requirements which should be implemented for the purposes of that section.